



Docket No. 150-058RP

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Durst et al.
Serial Number: 09/726,086 Examiner: G. Todd
Filing Date: November 29, 2000 Group Art Unit: 2157
Title: SYSTEM AND METHOD FOR LINKING ONLINE
RESOURCES TO PRINT MEDIA AND AUTHORING TOOL
FOR SAME

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

PETITION TO WITHDRAW HOLDING OF ABANDONMENT
UNDER 37 CFR 1.181(a) BASED ON EVIDENCE THAT A REPLY WAS
TIMELY FILED

This Petition to Withdraw Holding of Abandonment Based on Evidence That a Reply Was Timely Filed is submitted pursuant to 37 CFR 1.181(a) and MPEP 711.03(c) (B). The above-identified application has been determined to have been abandoned by the Applicant due to an alleged failure to timely reply to the Office action dated January 30, 2004. Applicant has in fact submitted an Amendment by facsimile in a timely manner as set forth herein, but received a Notice of Abandonment mailed on October 5, 2004.

1. On January 30, 2004, an Office action was mailed by the PTO, setting a reply deadline of April 30, 2004.
2. On June 30, 2004, the undersigned submitted by first class mail a request for a two month extension of time to extend the reply deadline to June 30, 2004.

This was in fact received by the PTO as evidenced by its publication on the public PAIR web site.

3. On July 30, 2004, the undersigned submitted by first class mail a request for an addition month extension of time to extend the reply deadline to July 30, 2004. This was in fact received by the PTO as evidenced by its publication on the public PAIR web site.
4. On July 30, 2004, the undersigned submitted by facsimile transmission an Amendment in response to the Office action and within the already-obtained three month extension of time to respond. The Amendment was faxed to the fax number 703-305-3719 of Examiner U. Kumar¹ via an electronic fax serviceifax.com. MPEP 502.01 requires that this communication should have been routed to the official central fax number. A copy of the sending unit's report confirming transmission is attached hereto as Exhibit A.
5. Enclosed is a copy of the Amendment that was submitted by the undersigned on July 30, 2004 as described herein.
6. The PTO mailed a Notice of Abandonment on October 5, 2004 to the Applicant, stating that Applicant failed to file a timely reply to the Office action.
7. No fee is due with this Petition pursuant to 37 CFR 1.181(a)

Applicant hereby requests the Office to withdraw the holding of abandonment of the present application and duly consider the enclosed Office action that was timely faxed

¹ The Examiner that issued the Office action was Uttam Kumar; the Examiner that issued the Notice of Abandonment was Gregory Todd.

to the PTO on July 30, 2004.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Anthony R. Barkume', written in a cursive style.

Anthony R. Barkume
Reg. No. 33,831
Attorney for Applicant

November 18, 2004

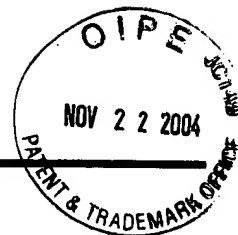
20 Gateway Lane
Manorville, NY 11949
tel (631) 878-0526
fax (631) 980-7997



EXHIBIT A

Sending Unit's Report Confirming Transmission Of Amendment on July 30, 2004

Anthony Barkume



From: send@mail.efax.com
Sent: Friday, July 30, 2004 5:46 PM
To: tony@barkume.com
Subject: Successful transmission to 17033053719. Re: Amendment for S/N 09/726,086

Dear Anthony Barkume,

Re: Amendment for S/N 09/726,086

The 9 page fax you sent through eFax.com to 17033053719 was successfully transmitted at 2004-07-30 22:57:50 (GMT).

The length of transmission was 250 seconds.

The cost of this transmission was \$ 0.90. Your balance at response time was \$ 19.51.

The receiving machine's fax ID: 7033053719.

If you need additional assistance, please visit our online help center at <http://www.efax.com/help/>. Thank you for using the eFax service.

Best Regards,
eFax.com

Customer ServiceOnline
Help: <http://www.efax.com/help/>
Tel: +1 (323) 817-3205
Email: help@mail.efax.com